MORRISON

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755 PAGE MILL ROAD PALO ALTO CALIFORNIA 94304-1018

TELEPHONE: 650.813.5600 FACSIMILE: 650.494.0792

WWW.MOFO.COM

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FROM:

Catherine M. Polizzi

DATE:

April 6, 2006

Number of pages with cover page:	4	Originals Will Not Follow	
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Preparer of this slip has confirmed that facsimile number given is correct: 12056/eag4

### Comments:

Attorney Docket No.: 420042000126

Group Art Unit: 1618 Examiner: M. Hartley

Patent Application No.: 09/446,783 Int'l Filing Date: June 26, 1998 Inventors: Neil P. DESAI et al.

Title: NOVEL FORMULATIONS OF PHARMACOLOGICAL AGENTS, METHODS

FOR THE PREPARATION THEREOF AND METHODS FOR THE USE

**THEREOF** 

### Papers attached:

- 1. Transmittal Form (1 page)
- 2. Power of Attorney (1 page)
- 3. Statement under 37 CFR 3.73(b) (1 page)

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

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PAGE 1/4 \* RCVD AT 4/6/2006 8:39:04 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-2/15 \* DNIS:2738300 \* CSID:650 813 5993 \* DURATION (mm-ss):02-02

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## APR 0 6 2006

PTO/SB/21 (09-04)
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Catherine M. Polizzi	Under the Paperwork Reduction Act of 1995, no pers	ons are required to res	pond to a collection of infor	natio	omice; U.S. DEPARTMENT OF COMMERCE unless it displays a valid OMB control number.		
FIRAL SIMIT FORM  (to be used for all correspondence after initial filing)  Total Number of Pages in This Submission  Total Number of Concernation in total Communication to Total Pages in This Submission  Total Number of Concernation  Total Number of Communication to Board of Admentication to Total Pages in This Submission					09/446,783		
At Unit   1618   Examiner Name   M. Hartley	FORM				June 26, 1998 (Int'I)		
Examiner Name   M. Hartley					Neil P. DESAI		
Total Number of Pages in This Submission 3 Attorney Docket Number 420042000126  ENCLOSURES (Chock all that apply)  Fee Transmittal Form			Art Unit		1618		
ENCLOSURES (Check all that apply)  ENCLOSURES (Check all that apply)  Fee Transmittal Form  Fee Attached  Licensing-related Papers  Appeal Communication to Board of Appeals and Interferences  Amendment/Reply  After Final  Petition to Convert to a Provisional Application  After Final  Power of Attorney, Revocation  Change of Correspondence Address: (1 page)  Extrension of Time Request  Extrension of Time Request  Extrension of Time Request  Conflied Copy of Priority  Document(s)  Reply to Missing Parts  Incomplete Application  Reply to Missing Parts under  37 CFR 1.52 or 1.53  Reply to Missing Parts  Firm Name  MORRISON & FOERSTER LLP  MORRISON & FOERSTER LLP  Catherine M. Polizzi  Date  April 06, 2006  Reg. No. 40,130		-	Examiner Name		M. Hartley		
Fee Transmittal Form    Fee Attached	Total Number of Pages in This Submiss	ion 3	Attomey Docket Num	per	420042000126		
Fee Attached    Licensing-related Papers	EN	CLOSURES	(Check all that ap	ply)			
Appeals and Interferences  Appeal Communication to TC  (Appeal Modice, Brief, Repty Brief)  Petition to Convert to a Provisional Application  Proprietary Information  X Power of Atterney, Revocation Change of Correspondence Address: (1 page)  Extension of Time Request  Express Abandonment Request  Request for Refund  Cother Enclosure(s) (please identify below):  Status Letter  X Other Enclosure(s) (please identify below):  Statement under 37 CFR 3.73(b) (1 page)  - Facsimile Cover Sheet  Cover Sheet  Remarks  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Name  MORRISON & FOERSTER LLP  Customer Number 25226)  Signature  Appeals and Interferences  Appeal Communication to TC (Appeal Notice, Brief, Repty Brief)  Proprietary Information  Status Letter  X Other Enclosure(s) (please identify below):  - Statement under 37 CFR 3.73(b) (1 page)  - Facsimile Cover Sheet  Signature  Firm Name  MORRISON & FOERSTER LLP  Customer Number 25226)  Signature  Printed name  Catherine M. Polizzi  Date  April 06, 2006  Reg. No. 40,130	Fee Transmittal Form	Drawing(s)					
After Final Petition to Convert to a Provisional Application  After Final Provisional Application  After Final Provisional Application  Power of Attorney, Revocation Change of Correspondence Address: (1 page)  Extension of Time Request Perminal Disclaimer  Express Abandonment Request Request For Refund Converted to the Converted to the Commissioner for Patents, Patent and Trademark Office, Incomplete Application  Status Letter  Cother Enclosure(s) (please Identify below):  Status Identify	Fee Attached	Licensing-rel	ated Papers				
Provisional Application   Provisional Appl	Amendment/Reply	Petition					
Extension of Time Request  Extension of Time Request  Express Abandonment Request  Convertified Copy of Priority Document(s)  Reply to Missing Parts Incomplete Application  Reply to Missing Parts under  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Name  MORRISON & FOERSTER LLP  Customer Number 25226)  Signature  Catherine M. Polizzi  Date  April 06, 2006  April 06, 2006  April 06, 2006  Conversional Disclaimer  Terminal Disclaimer  Request for Refund  Conversional Terminal Disclaimer  Request for Refund  Conversional Terminal Disclaimer  Catherine M. Polizzi  Reg. No. 40,130	After Final				Proprietary Information		
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Information Disclosure Statement  Contified Copy of Priority Document(s)  Reply to Missing Parts/ Incomplete Application  Reply to Missing Parts under  37 CFR 1.52 or 1.53  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Name MORRISON & FOERSTER LLP (Customer Number 25226)  Signature  Catherine M. Polizzi  Date April 06, 2006  Reg. No. 40,130	Extension of Time Request						
Certified Copy of Priority Document(s)  Reply to Missing Parts/ Incomplete Application  Reply to Missing Parts under  Reply to Missing Parts under  Reply to Missing Parts under  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Name  MORRISON & FOERSTER LLP (Customer Number 25226)  Signature  Catherine M. Polizzi  Date  April 06, 2006  Reg. No. 40,130	Express Abandonment Request	Express Abandonment Request Request for					
Reply to Missing Parts/ Incomplete Application  Reply to Missing Parts under  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Firm Name  MORRISON & FOERSTER LLP (Customer Number 25226)  Signature  Printed name  Catherine M. Polizzi  Date  April 06, 2006  I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Patent and Trademark Office,	Information Disclosure Statement	CD, Number of CD(s)					
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PTO/SB/80 (11-04)
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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b). I hereby appoint: X Practitioners associated with the Customer Number: 25226 Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used); Registration Registration Name Name Number Number as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b). Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to: X The address associated with Customer Number: 25226 OR Film or IndMdual Name Address Cily Zip State Country Telephone Fax Assignee Name and Address: American BioScience, Inc. 2730 Wilshire Boulevard, Suite 500 Santa Monica, California 90403 A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed. SIGNATURE of Assignee of Record The individual whose signature and title is supplied below is authorized to act on behalf of the assignee Signature Date Name Richard E. Maroun Telephone (310) 883-3146 Title Secretary and General Counsel

Attorney Docket No.: 420042800100

PTO/SB/98 (09-04)

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STATEMENT UNDER 37 CFR 3.73(b)					
Applicant/Patent Owner: Neil P. DESAI et al.					
Application No./Patent No.: 09/446,783 Filed/Issue Date: June 26, 1998 (Int'I)					
NOVEL FORMULATIONS OF PHARMACOLOGICAL AGENTS, METHODS FOR THE Entitled: PREPARATION THEREOF AND METHODS FOR THE USE THEREOF					
American BioScience, Inc. , a <u>corporation</u> (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)					
states that it is:					
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B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:					
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Additional documents in the chain of title are listed on a supplemental sheet.					
Copies of assignments or other documents in the chain of title are attached.  [NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]					
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.					
(usherie M. Polso April 06, 2006					
Signature Date					
Catherine M. Polizzi, Reg. No. 40,130 (650) 813-5651					
Printed or Typed Name Telephone Number					
Attorney of Record for Assignee Title					

Attorney Docket No. 420042000126